

Amendment No. 1 to HB2350

**Armstrong
Signature of Sponsor**

AMEND Senate Bill No. 2520

House Bill No. 2350*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following section:

Section 71-5-199. In determining the amount of an eligible individual's income available for the cost of long-term nursing home care authorized under this part from January 1, 2005 through December 31, 2005, a deduction shall be made from the person's total income in the amount of forty dollars (\$40.00), to be treated as a personal needs allowance within the meaning of applicable federal regulations. From January 1, 2006 through December 31, 2006, the deduction shall be forty-five dollars (\$45.00). On and after January 1, 2007, the deduction shall be fifty dollars (\$50.00).

SECTION 2. Tennessee Code Annotated, Section 71-5-130(a), is amended by adding the following new subdivision:

(a)

(7) The department, in consultation with the comptroller of the treasury, shall revise its rules and regulations that prescribe the method for calculating vendor payments for nursing homes, to the extent necessary to ensure that reductions in such payments offset the costs to the department of improving the personal needs allowance for residents, as provided by Section 1 of this act. The department shall achieve the offsetting savings by reducing payments made for costs that the comptroller of the treasury identifies as being unrelated to the quality of resident care.

SECTION 3. This act shall take effect July 1, 2004, the public welfare requiring it.